

BEFORE THE PUBLIC DISCLOSURE COMMISSION
OF THE STATE OF WASHINGTON

IN THE MATTER OF ENFORCEMENT)	PDC CASE NO: 04-383
ACTION AGAINST)	
)	STIPULATION OF FACTS
Committee for a Responsible Majority)	VIOLATIONS AND
)	PENALTY
Respondent.)	
_____)	

Committee for a Responsible Majority (CFARM) (Respondent) and the Public Disclosure Commission Staff (Staff) jointly submit this Stipulation of Facts, Violations and Penalty for Commission consideration in lieu of a full enforcement hearing before the Commission. The parties agree that, pursuant to RCW 42.17.360, the Commission has the authority to accept, decline, or to suggest modifications to this Stipulation. In the interest of avoiding further proceedings, the parties enter this Stipulation.

Facts

Both parties agree to the following facts:

1. CFARM is a political committee and has been registered with the Public Disclosure Commission (PDC) since at least 1996. As a political committee, CFARM is required to file detailed reports of contributions received on PDC form C-3, and summary reports of contributions received and expenditures made, including details of expenditure activities, on PDC form C-4 and its appropriate schedules. Reports were not timely filed with the PDC from November 1, 2000

through October 28, 2002, and again from December 1, 2002 through November 30, 2003.

2. In October 2002, after learning that reports were missing, PDC staff contacted CFARM and requested that missing reports be filed. CFARM filed C-3 and C-4 reports on October 31, 2002 reporting its activities for the period November 1, 2000 through October 31, 2002.
3. On December 15, 2003, after being notified of a complaint received by the PDC on December 1, 2003, CFARM filed missing C-3 and C-4 reports for the period December 1, 2002 through November 30, 2003.
4. CFARM failed to timely file C-3 and C-4 reports reflecting contributions received totaling \$29,285 and expenditures made totaling \$31,631 from November 1, 2000 through October 28, 2002, and from December 1, 2002 through November 30, 2003. In addition, CFARM failed to file last-minute contribution reports as required by RCW 42.17.105 for contributions made and for contributions received during the 7-day period preceding the 2000 primary election, and the 21-day period preceding the 2000 and 2002 general elections.
5. Of the monetary expenditures made, \$16,625 represented contributions to candidates and a political committee. Specifically, CFARM failed to timely file the following:
 - a. During November and December 2000, two C-3 reports and two C-4 reports showing contributions received of \$4,500 and expenditures made totaling \$8,869. No contributions were made to candidates. The reports were filed nearly two years late on October 31, 2002.

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- b. In 2001, three C-3 reports and eight C-4 reports showing contributions received of \$7,000 and expenditures made totaling \$2,197. Contributions made to candidates and a political committee totaled \$800. The reports were filed approximately one year late on October 31, 2002.
- c. For the period January 1, 2002 through October 28, 2002, five C-3 reports and seven C-4 reports showing contributions received of \$12,610 and expenditures made totaling \$14,840. Contributions made to candidates and a political committee totaled \$10,825. The reports were filed between three and 264 days late on October 31, 2002.
- d. For the period December 1, 2002 through November 30, 2003, three C-3 reports and six C-4 reports showing contributions received of \$5,175 and expenditures made totaling \$5,725. Contributions made to candidates and a political committee totaled \$5,000. The reports were filed between five and 280 days late on October 31, 2002.
- e. In 2000, eight last-minute contribution reports for contributions received totaling \$7,900 and for contributions given totaling \$25,200. The information for seven of the eight last-minute contribution reports was reported from four to 21 days late on C-3 and C-4 reports. The information for one last-minute contribution report, totaling \$1,000, was reported two years late on October 31, 2002.
- f. In 2002, one-last minute contribution report for a \$1,000 contribution received. The information for the last-minute contribution report was reported 40 days late on December 16, 2002.

Violations

Respondent and Staff agree that based upon the facts stipulated above, the Respondent committed multiple violations of RCW 42.17.080, 42.17.090, and 42.17.105:

- by failing to timely file Monetary Contribution reports (PDC form C-3) for contributions received from November 1, 2000 through October 28, 2002, and from December 1, 2002 through November 30, 2003 totaling \$29,285; (RCW 42.17.080 and 42.17.090)
- by failing to timely file Summary Contribution and Expenditure Reports (PDC form C-4) disclosing contributions received totaling \$29,285, expenditures made totaling \$31,631 from November 1, 2000 through October 28, 2002, and from December 1, 2002 through November 30, 2003 (including contributions made to candidates and political committees totaling \$16,625); (RCW 42.17.080 and 42.17.090) and
- by failing to timely file special last-minute contribution reports to the commission within 24 hours of making the contributions and within 48 hours of receiving the contributions. (RCW 42.17.105)

Penalty

Respondent and Staff agree that based upon the facts and the agreement regarding violations of RCW 42.17 above, the Respondent accepts an assessed total civil penalty of five thousand dollars (\$5,000). Two thousand five hundred dollars (\$2,500) will be suspended provided CFARM is not found in violation of any section of RCW 42.17 for four years from the date of entry of the Commission's Final Order in this matter.

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The Respondent agrees to fully comply in good faith with all provisions of Chapter 42.17
RCW in the future.

Respectfully submitted this ____ day of March, 2004.

Vicki Rippie, Executive Director

Date

Jim Honeyford, Chair
CFARM

Date

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